

REMARKS

Claim Rejection -- 35 U.S.C. § 103(a)

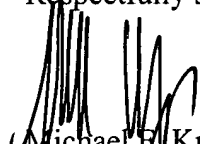
Claims 1-10, 12, and 13 stand rejected under 35 U.S.C. §103(a) (“Section 103(a)”) as obvious over U.S. Patent No. 6,436,449 (issued Aug. 20, 2002) (“Gidlund”). Gidlund is not a disclosure that can be cited as prior art against the present application. Gidlund’s priority date is August 20, 2002. The present application was filed December 4, 2001 and claims priority to U.S. Provisional Application No. 60/251,416 to Chen Xing Su et al., filed December 5, 2000, entitled “COX-1 and COX-2 Inhibition Study on TNJ.” Thus, the effective date of the present application is December 5, 2000. The effective date of the present application, December 5, 2000, is earlier in time than Gidlund’s priority date of August 20, 2002. Consequently, Gidlund is not a disclosure that can be cited as prior art against the present application. Because the Examiner’s rejection depends entirely on Gidlund, and Gidlund is not prior art, the Applicant respectfully requests withdrawal of the Examiner’s rejections under Section 103 (a) of claims 1-10, 12, and 13 as obvious over Gidlund.

CONCLUSION

Applicants submit that the claims are now in condition for allowance. Accordingly, Applicants request favorable reconsideration. If the Examiner has any questions or concerns regarding this communication, the Examiner is invited to call the undersigned.

DATED this 27 day of September, 2004.

Respectfully submitted,


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